

*STATE OF CALIFORNIA
REGIONAL WATER QUALITY CONTROL BOARD
SAN DIEGO REGION*

AGENDA

*Wednesday, June 12, 2002
9:00 a.m.*

<p>Water Quality Control Board Regional Board Meeting Room 9174 Sky Park Court San Diego, California</p>

***PLEASE SEE NOTE "E" FOR REVISED PROCEDURES
FOR FILLING OUT SPEAKERS CARDS***

The Regional Board requests that all lengthy comments be submitted in writing in advance of the meeting date. To ensure that the Regional Board has the opportunity to fully study and consider written material, comments should be received in the Regional Board's office no later than 5:00 P.M. on Wednesday, May 29, 2002, and should indicate the agenda item to which it is applicable. If the submitted written material is more than 5 pages or contains foldouts, color graphics, maps, etc., 20 copies must be submitted for distribution to the Regional Board members and staff. Written material submitted after 5:00 P.M. on Wednesday, June 5, 2002 will not be provided to the Regional Board members and will not be considered by the Regional Board. ***PLEASE NOTE THAT SOME ITEMS ON THE AGENDA MAY HAVE BEEN PREVIOUSLY NOTICED WITH EARLIER DEADLINES FOR SUBMITTING WRITTEN COMMENTS. IN THOSE CASES THE EARLIER DEADLINES APPLY.***

Comments on agenda items will be accepted by E-mail subject to the same conditions set forth for other written submissions as long as the total submittal (including attachments) does not exceed five printed pages in length. E-mail should be submitted to: rbagenda@rb9.swrcb.ca.gov.

Pursuant to Title 23, California Code of Regulations, Section 648.2, the Regional Board may refuse to admit written testimony into evidence if it is not submitted to the Regional Board in a timely manner, unless the proponent can demonstrate why he or she was unable to submit the material on time or that compliance with the deadline would create an unreasonable hardship.

NOTE C, attached to this Notice, contains a description of the hearing procedures that will be followed by the Regional Board. Hearings before the Regional Board are normally conducted using procedures that do not include cross-examination. Parties requesting use of more formal procedures must do so in accord with the directions in NOTE C. Any such request, together with supporting material, must be received in the Regional Board's office no later than 5:00 P.M. on Wednesday, May 29, 2002.

Except for items designated as time certain, there are no set times for agenda items. Items may be taken out of order at the discretion of the Chairman.

1. Roll Call and Introductions
2. PUBLIC FORUM: Any person may address the Regional Board at this time regarding any matter within the jurisdiction of the Board which is not on the agenda. Submission of information in writing is encouraged. **Presentations will be limited to three minutes.**
3. Minutes of Board Meetings of May 8, 2002.
4. Chairman's, Board Members', State Board liaison's and Executive Officer's Reports: These items are for Board discussion only. No public testimony will be allowed, and the Board will take no formal action.

Consent Calendar: Items 5 through 8 are considered non-controversial issues. (NOTE: If there is public interest, concern or discussion regarding any consent calendar item or a request for a public hearing, then the item(s) will be removed from the consent calendar and considered after all other agenda items have been completed)

5. Administrative Assessment of Civil Liability containing a Mandatory Penalty against Manchester Resorts (San Diego Hyatt Hotel Expansion) for violation of Order No. R9-2000-0090, NPDES Permit No. CAG919001, General Waste Discharge Requirements for Temporary Groundwater Extraction and Similar Waste Discharges to San Diego Bay and Storm Drains or Other Conveyance Systems Tributary Thereto. Manchester Resorts waived its right to a hearing. The Regional Board will consider comments received during the public review period and decide on an order accepting payment of the proposed liability. If the Board does not adopt the tentative order, the matter will proceed to a hearing at a future Regional Board meeting. (Tentative Order No. R9-2002-0120) (*Frank Melbourne*)
6. Modification of Waste Discharge Requirements: Western Horizon Properties, Ramona Canyon RV Resort, San Diego County (tentative Addendum No. 1 to Order No. 88-50) (*Mo Lahsaiezadeh*)
7. Waste Discharge Requirements Revision: Asphalt Inc., Slaughterhouse Canyon Plant, San Diego County; this tentative Addendum changes the name of the owner and responsible party for the Slaughterhouse Canyon Plant from Asphalt Inc. to Hanson Aggregates (tentative Addendum No. 1 to Order No. 94-06) (*Whitney Ghoram*)
8. NPDES Permit: Waste Discharge Requirements for S & S Farms Swine Raising Facility, Ramona, San Diego County (tentative Order No. R9-2002-0067, NPDES Permit No. CA0109371) (*Mike Corry*)

Remainder of the Agenda (Non-Consent Items):

9. **PUBLIC HEARING:** Amendment to the Water Quality Control Plan for the San Diego Region (9) to Incorporate Total Maximum Daily Load (TMDL) for Diazinon in the Chollas Creek Watershed, San Diego County. (Tentative Order No. R9-2002-0123) (*Jimmy Smith*)

10. **PUBLIC HEARING:** Approval of Model SUSMP (Standard Urban Storm Water Mitigation Plan) required by San Diego Municipal Storm Water Permit (Order No. 2001-0001, NPDES Permit No. CAS0108758). **The written comment period for this item closed on May 16, 2002. Only oral testimony will be considered by the Regional Board.** (Tentative Resolution No. R9-2002-0097) (*Phil Hammer*)
11. Section 401 Water Quality Certification: County of Orange, Rancho Potrero Leadership Academy, Access Road and Stream Crossing, Orange County (tentative Resolution No. R9-2002-0146) (*Jeremy Haas*)
12. **Strategic Plan – Vision For The Future – November 2001**, State Water Resources Control Board and Regional Water Quality Control Boards. Overview of the Strategic Plan by State Board Member Peter Silva. (*John Robertus*)
13. *Executive Session* - Consideration of Initiation of Litigation
The Regional Board may meet in closed session to consider initiating criminal prosecution against persons who are alleged to have violated the Porter-Cologne Water Quality Control or the federal Clean Water Act.
14. *Executive Session* - Discussion of Pending Litigation
The Regional Board may meet in closed session to discuss pending litigation.
15. *Executive Session* - Discussion of Ongoing Litigation
The Regional Board may meet in closed session to discuss ongoing litigation for the following cases:
People of the State of California Ex Rel. the Regional Water Quality Control Board, San Diego Region v. Robert Ortega, an individual in his capacity as Acting Commissioner of the International Boundary and Water Commission, United States Section, et al., United States District Court, Southern District of California, Case No. 01-CV-027BTM(JFS); violation of effluent limits in waste discharge requirements for the International Wastewater Treatment Plant contained in Order No. 96-50 (NPDES No. CA0108928) and of Cease and Desist Order No. 96-52; Referral Order No. 99-61; and the related “Surfrider” case:

Surfrider Foundation, San Diego Chapter v. Robert Ortega, et al., Case No. 99-CV-2441-BTM(JFS)

Building Industry Association of San Diego County, et al. vs. State Water Resources Control Board, et al.; San Diego County Superior Court; Case No. GIC 7890263.
16. *Executive Session* - Personnel
The Regional Board may meet in closed session to consider personnel matters involving exempt employees [Authorized under Government Code Section 11126(a)]
17. Arrangements for Next Meeting and Adjournment
Wednesday, August 14, 2002 - 9:00 a.m.
Water Quality Control Board
Regional Board Meeting Room
9174 Sky Park Court

San Diego, California

Notifications

- A. Public notification of Regional Board staff concurrence with a Corrective Action Plan (CAP) for a petroleum contaminated site located at former Building 2666, Marine Corps Base Camp Pendleton. (*Beatrice Griffey*)
- B. If you wish to receive our meeting agenda notices directly to your e-mail account, visit our website at www.swrcb.ca.gov/rwqcb9, choose "Electronic Mailing Lists" from the home page and follow the instructions to subscribe. Select "Board Meetings" from the drop down menu.

The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>